

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CHARLENE BUNTING

Plaintiff,

V.

**PNC FINANCIAL SERVICES GROUP**

**Defendant.**

**CIVIL ACTION  
NO. 02-CV-4647**

## ORDER

The foregoing Joint Motion to Substitute Party Defendant, having been presented to this Court, it is hereby ORDERED: GRANTED / DENIED

Hutton, J.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CHARLENE BUNTING

Plaintiff,

v.

CIVIL ACTION  
NO. 02-CV-4647

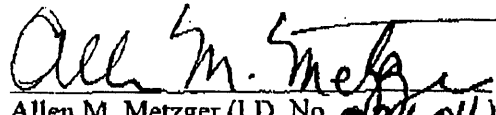
PNC FINANCIAL SERVICES GROUP

Defendant.

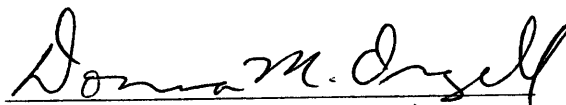
**JOINT MOTION TO SUBSTITUTE PARTY DEFENDANT**

Plaintiff Charlene Bunting and Defendant PNC Financial Services Group

("PNC") respectfully request that PNC Bank Corp. and Affiliates Long Term Disability Plan ("the Plan") be substituted in place of PNC in this action and that PNC be dismissed as a defendant. In support of this Motion, the parties represent that Plaintiff initiated this action against PNC alleging entitlement to long term disability benefits under the Plan and that the proper defendant in a claim for benefits under the Employee Retirement Income Security Act of 1974, 29 U.S.C. §§ 1001, et seq., is the Plan, not PNC. Therefore, Plaintiff and PNC jointly consent to this Motion.

  
Allen M. Metzger (I.D. No. 02604)  
Tenth Floor  
1515 Locust Street  
Philadelphia, PA 19102  
(215) 732-1773  
Attorney for Plaintiff Charlene Bunting

Dated: August 15, 2002



Steven R. Wall (I.D. No. 39012)

Kay Kyungsun Yu (I.D. No. 83701)

Donna M. Orzell (I.D. No. 87831)

Morgan, Lewis & Bockius LLP

1701 Market Street

Philadelphia, PA 19103

(215) 963-4928/5370/5574

Attorneys for Defendant

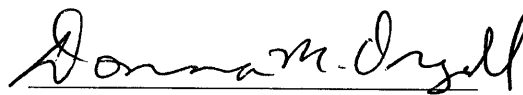
PNC Financial Services Group

Dated: August 15, 2002

**CERTIFICATE OF SERVICE**

I, Donna M. Orzell, hereby certify that a true and correct copy of the foregoing Joint Motion to Substitute Party Defendant was served this 16th day of August 2002 by first-class mail, postage pre-paid upon:

Allen M. Metzger  
Tenth Floor  
1515 Locust Street  
Philadelphia, PA 19102

  
Donna M. Orzell